

**COUNTY COUNCIL OF
HOWARD COUNTY, MARYLAND**

2016 Legislative Session

Legislative Day No. 17

November 7, 2016

HOWARD COUNTY TO WIT:

The Chairperson called the legislative session to order at **8:15 p.m.**

Chairperson Calvin Ball, Vice Chairperson Jon Weinstein, Council Member Greg Fox, Council Member Mary Kay Sigaty, and Council Member Jennifer Terrasa were present.

Jessica Feldmark, Administrator to the County Council; Craig Glendenning, County Auditor; Theo Wimberly, Legislative Analyst; Gary Kuc, County Solicitor; John Gwynn, Assistant County Solicitor; and Rozonna Hightower, Administrative Support were also present.

APPROVE JOURNAL AND MINUTES

The Chairperson moved to approve the Journal for Legislative Day No. 16, October 5, 2016. The motion was seconded by Mr. Weinstein.

The roll call vote called by the Administrator on the motion was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve the journal passed.

The Chairperson moved to approve the minutes for the Legislative Work Session – October 5, 2016, the Legislative Work Session – October 11, 2016, the Legislative Public Hearing – October 17, 2016, the Legislative Work Session – October 24, 2016 and the Legislative Work Session November 4, 2016. The motion was seconded by Mr. Weinstein.

The roll call vote called by the Administrator on the motion was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve the minutes passed.

The Chairperson moved to suspend the rules to allow the introduction of legislation that was not prefiled.

The roll call vote by the Administrator on the motion to suspend the rules was Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to suspend the rules for not prefiled for legislation passed.

INTRODUCTION OF LEGISLATION

The following legislation is introduced by the Chairperson at the request of the County Executive unless otherwise noted:

Council Resolution 163-2016 – A RESOLUTION confirming the appointment of Robert F. Ford, Jr. to the Human Rights Commission.

Council Resolution 164-2016 – A RESOLUTION confirming the appointment of Edward Glawe to the Cemetery Preservation Advisory Board.

Council Resolution 165-2016 – A RESOLUTION confirming the appointment of Elizabeth S. Homan to the Housing Commission.

Council Resolution 166-2016 – A RESOLUTION confirming the appointment of Weiwei Jia to the Howard County Design Advisory Panel.

Council Resolution 167-2016 – A RESOLUTION confirming the appointment of Jack Kavanagh to the Local Government Justice Reinvestment Commission.

Council Resolution 168-2016 – A RESOLUTION confirming the appointment of Fred S. Marino to the Howard County Design Advisory Panel.

Council Resolution 169-2016 – A RESOLUTION confirming the appointment of Neveen H. McLeod to the Commission for Women.

Council Resolution 170-2016 – A RESOLUTION confirming the appointment of Naveed S. Mian to the Howard County Local Children's Board.

Council Resolution 171-2016 – A RESOLUTION confirming the appointment of John F. Tenerowicz to the Board to Promote Self-Sufficiency.

Council Resolution 172-2016 – A RESOLUTION confirming the appointment of Kui Zhao to the Human Rights Commission.

Council Resolution 173-2016 – A RESOLUTION confirming the reappointment of Nathaniel Alston, Jr. to the Equal Business Opportunity Commission.

Council Resolution 174-2016 – A RESOLUTION confirming the reappointment of Roger L. Barnes to the Equal Business Opportunity Commission.

Council Resolution 175-2016 – A RESOLUTION confirming the reappointment of Cynthia Coburn to the Commission on Disability Issues.

Council Resolution 176-2016 – A RESOLUTION confirming the reappointment of Arthur C. Gold to the Commission on Disability Issues.

Council Resolution 177-2016 – A RESOLUTION confirming the reappointment of Margaret Kim to the Equal Business Opportunity Commission.

Council Resolution 178-2016 – A RESOLUTION confirming the reappointment of Lanlan Xu to the Commission for Women.

Council Resolution 179-2016 – Introduced by Calvin Ball and Jennifer Terrasa: A RESOLUTION calling on the Maryland State Department of Education to contract for a performance audit of the Howard County Public School System and specifying the issues requested to be studied.

TAO2-FY2017 – Introduced by the Chairperson at the request of the Board of Education: AN ACT transferring of a total of \$1,700,000 between capital projects in the Board of Education capital budget for Fiscal Year 2017.

Council Resolution 180-2016 – Introduced by Calvin Ball: A RESOLUTION calling on the Human Rights Commission to study the recruitment, hiring, retention, and promotion practices of certain units of the Howard County government, the Howard County Sheriff, and the Howard County Public School System, submit a report and make recommendations; and generally relating to discriminatory practices in Howard County.

Council Resolution 181-2016 – Introduced by Calvin Ball: A RESOLUTION calling on the Equal Business Opportunity Commission to make certain studies related to the County's Equal Business Opportunity Program and purchasing practices, to study polices and experiences of other jurisdictions with respect to contracting and purchasing and the use of businesses owned by women, minorities, and individuals with disabilities; to recommend to the County Council measures to improve the County's purchasing policies and practices; and generally relating to fostering equal business opportunities for businesses owned by women, minorities, and individuals with disabilities in Howard County.

Council Bill 70-2016 – Introduced by Mary Kay Sigaty: AN ACT establishing a special, non-lapsing Reserve Fund for Permanent Public Improvements; specifying the components, purposes, and uses of the Fund; providing a limit on the size of annual payments to the Fund; and generally relating to financing public improvements in the County.

Council Bill 71-2016 (ZRA 167) – Introduced at the request of Elisa Kamens; AN ACT amending the Howard County Zoning Regulations Conditional Use section to clarify that indoor noises at Pet Day Care Facilities Conditional Uses must not be detectible at the lot lines; and generally relating to Pet Day Care Facilities Conditional Uses.

Council Bill 72-2016 (ZRA 168) – Introduced at the request of Demirel Plaza, Inc.: AN ACT amending the Howard County Zoning Regulations Office Transition (OT) section to add several new uses to be allowed as a matter of right; amending the Conditional Use section to allow Child Day Care Centers and Nursery Schools, Day Treatment and Care Facilities and Pet Day Care Facilities as Conditional Uses in the Office Transition (OT) district; and generally relating to the Office Transition (OT) section.

Council Bill 73-2016 – AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money an additional aggregate principal amount of up to \$1,700,000 on its full faith and credit, and issue and sell its bonds therefor, to be used to pay costs of various capital projects, more particularly described in the County's 2017 Capital Budget, and to pay costs of issuance of such bonds; authorizing the County to issue bond anticipation notes or to enter into installment purchase agreements for payment of portions of such costs; and to levy taxes upon the assessable property within the County sufficient, together with other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith.

Council Bill 74-2016 – AN ACT amending the age of eligibility for the property tax credit for senior citizens; making certain technical corrections; and generally related to the real property tax credit for senior citizens.

Council Bill 75-2016 - AN ACT establishing a tax credit against the County tax imposed on real property that is owned by individuals who are at least 65 years of age and have lived in the same dwelling for the preceding 40 years or who are at least 65 years of age and a retired member of the Armed Forces of the United States, under certain conditions; establishing the amount, terms, conditions, and duration of the credit; providing for an application procedure and administration of the credit; and generally relating to real property tax credits.

Council Bill 76-2016 – AN ACT approving and providing for a multi-year Installment Purchase Agreement by Howard County, Maryland to acquire development rights in approximately 29.62 acres of agricultural land located at 3844 Jennings Chapel Road, Woodbine, Howard County, Maryland, from the John J. and Beatrice H. Iglehart Living Trust or any other owner thereof for a maximum purchase price of \$797,400.00 or, if less, not more than \$26,921.00 per acre or portion thereof, rounded to the next highest \$100, plus interest on the deferred portion of such purchase price; providing that the County's obligation to pay such purchase price and interest on the deferred portion of such purchase price shall be a full faith and credit general obligation of the County; providing for the levying of taxes for such payments; authorizing the County Executive to modify such Agreement; and providing for and determining various matters in connection therewith.

Council Bill 77-2016 – AN ACT approving and providing for a multi-year Installment Purchase Agreement by Howard County, Maryland to acquire development rights in approximately 166.82 acres of agricultural land located at 15325 Leondina Drive, Glenwood, Howard County, Maryland, from Cattail Meadows, LLC or any other owner thereof for a maximum purchase price of \$6,584,100.00 or, if less, not more than \$39,468.00 per acre or portion thereof, rounded to the next highest \$100, plus interest on the deferred portion of such purchase price; providing that the County's obligation to pay such purchase price and interest on the deferred portion of such purchase price shall be a full faith and credit general obligation of the County; providing for the levying of taxes for such payments; authorizing the County Executive to modify such Agreement; and providing for and determining various matters in connection therewith.

Council Bill 78-2016 – AN ACT approving and providing for a multi-year Installment Purchase Agreement by Howard County, Maryland to acquire development rights in approximately 109.07 acres of agricultural land located at 755 East Watersville Road, Mt. Airy, Howard County, Maryland, from the Stanley Matthew Pickett Revocable Trust or any other owner thereof for a maximum

purchase price of \$3,404,600.00 or, if less, not more than \$31,214.40 per acre or portion thereof, rounded to the next highest \$100, plus interest on the deferred portion of such purchase price; providing that the County's obligation to pay such purchase price and interest on the deferred portion of such purchase price shall be a full faith and credit general obligation of the County; providing for the levying of taxes for such payments; authorizing the County Executive to modify such Agreement; and providing for and determining various matters in connection therewith.

Council Bill 79-2016 – Introduced by Jon Weinstein and Calvin Ball: AN Act requiring that the Howard County Design Manual Volume I (Storm Drainage) be used for a specified purpose; mandating a specified figure for rainfall for certain 100 year storms; requiring certain periodic reviews; providing that this Act shall apply to a specified area at a specified time; generally relating to stormwater management in Howard County; and making this Act an emergency measure.

Council Resolution 182-2016 – A RESOLUTION pursuant to Sections 16.301 and 16.200(a) of the Howard County Code, granting a variance for government uses from certain height requirements for the construction of a compost facility at the Alpha Ridge Landfill located at 2350 Marriottsville Road.

Council Bill 80-2016 - Introduced by: Jon Weinstein and Calvin Ball: AN Act amending the Howard County Code to prohibit the issuance of waivers or variances to floodplain, wetland, stream, or steep slope regulations for properties located in the Tiber Branch Watershed; and generally relating to waivers or variances; and making this Act an emergency measure.

Council Resolution 183-2016 – Introduced by the Chairperson – A RESOLUTION calling the County Council of Howard County, Maryland into legislative session on November 9, 2016.

FINAL CONSIDERATION

Council Resolution 183-2016 – Introduced by the Chairperson – A RESOLUTION calling the County Council of Howard County, Maryland into legislative session on November 9, 2016.

The Chairperson moved to approve Council Resolution 183-2016. The motion was seconded by Mr. Weinstein.

The roll call vote called by the Administrator on the motion to approve Council Resolution 183-2016 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Council Resolution 183-2016 passed.

Adjourned **8:32** p.m.